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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE: 23ANDME, INC., CUSTOMER  
DATA SECURITY BREACH LITIGATION

Case No.: 3:24-md-3098

**[PROPOSED] ORDER GRANTING  
MOTION TO INTERVENE AND IN  
OPPOSITION TO PRELIMINARY  
APPROVAL OF CLASS  
ACTIONSETTLEMENT**

Judge: Hon. Edward M. Chen

Date: November 14, 2024

Time: 1:30 p.m.

Courtroom: 5, 17th Floor

**PROPOSED ORDER GRANTING MOTION TO INTERVENE AND IN OPPOSITION  
TO PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**

Upon consideration of the Notice of Motion, Motion to Intervene, and the Memorandum in Support thereof, the Court finds that Intervenor Laura Block, Joel Davne, Aaron Hodges, and Joseph Jarrell (collectively, “Intervening Claimants”), have stated a valid basis for intervention. Intervening Claimants also request modification of the proposed class definition to exclude all arbitration claimants or alternatively allowing the Intervening Claimants to opt-out through their retained counsel and order briefing on the issues of whether (i) this court has jurisdiction given the application of the FAA to 23andMe’s enforceable arbitration provision; and (ii) whether 23andMe should be compelled to immediately proceed to arbitration.

Accordingly, it is **ORDERED** that the Motion to Intervene is **GRANTED**. In addition, Intervening Claimants’ request to modify the Settlement Class definition to exclude arbitration claimants is **GRANTED** and their request for leave to file briefing regarding the arbitrations **GRANTED**.

Dated: \_\_\_\_\_

\_\_\_\_\_  
EDWARD M. CHEN  
United States District Judge